

# **SOUTH FLORIDA WATER MANAGEMENT DISTRICT**

## **RESOLUTION NO. 2010- \_\_\_\_\_**

**A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO A LETTER AGREEMENT WITH THE U.S. ARMY CORPS OF ENGINEERS, PURSUANT TO THE PROJECT PARTNERSHIP AGREEMENT FOR THE INDIAN RIVER LAGOON SOUTH PHASE 1 PROJECT, FOR THE U.S. ARMY CORPS OF ENGINEERS TO CONSTRUCT INFRASTRUCTURE RELOCATIONS ON BEHALF OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT, AT AN ESTIMATED COST OF \$1,983,031, AND AUTHORIZE A BUDGET TRANSFER OF \$1,983,031 OF COMPREHENSIVE EVERGLADES RESTORATION PLAN AD VALOREM FUNDS FROM THE CERP MANAGERIAL RESERVES TO THE EVERGLADES RESTORATION AND CAPITAL PROJECTS RESOURCE AREA; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on August 12, 2010, the Governing Board approved the South Florida Water Management District (District) entering into a Project Partnership Agreement with the U.S. Department of the Army (Contract No. 4600002153) for the construction, operation, maintenance, repair, replacement and rehabilitation of the Indian River Lagoon South Phase 1 Project; and

**WHEREAS**, the Project Partnership Agreement is anticipated to be executed by the parties in the next few weeks; and

**WHEREAS**, the U.S. Army Corps of Engineers (USACE) intends to release a solicitation for construction of the C-44 Reservoir and Stormwater Treatment Areas (C-44 Project), a component of the Indian River Lagoon South Phase 1 Project, in October 2010; and

**WHEREAS**, in order for such construction to proceed, certain relocation work needs to be undertaken with respect to Citrus Boulevard (County Road 726) in Martin County, including bridge/canal construction, culvert replacement, and lane widening; and

**WHEREAS**, under the Project Partnership Agreement, such relocation work is the responsibility of the District and the costs of such work credited to the District share of Project costs; and

**WHEREAS**, it is more cost-effective and expeditious for the U.S. Army Corps of Engineers to undertake such work as part of its Project construction efforts; and

**WHEREAS**, the proposed Project Partnership Agreement provides for such work to be undertaken by the USACE at the request of the District pursuant to letter agreement in which the District advances the estimated funds to the U.S. Army Corps of Engineers.

**NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:**

**Section 1.** The Governing Board of the South Florida Water Management District hereby authorizes the Executive Director to enter into a letter agreement with the U.S. Army Corps of Engineers, effective upon execution of the Project Partnership Agreement, for the U.S. Army Corps of Engineers to construct the Citrus Boulevard relocations on behalf of the South Florida Water Management District at an estimated cost of \$1,983,031, and authorize a budget transfer of \$1,983,031 of Comprehensive Everglades Restoration Plan ad valorem funds from the CERP Managerial Reserves to the Everglades Restoration and Capital Projects Resource Area.

**Section 2.** This resolution shall take effect immediately upon adoption.

**PASSED** and **ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

SOUTH FLORIDA WATER MANAGEMENT  
DISTRICT, BY ITS GOVERNING BOARD  
By:

\_\_\_\_\_  
Chair

ATTEST:

\_\_\_\_\_  
District Clerk/Secretary

Approved as to form:  
By:

\_\_\_\_\_  
Office of Counsel